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S/N 10/568348

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SODE

Pat. No. 7497940

Issued: 3 March 2009

Docket No.:

10921.383USWO

Title: GLUCOSE SENSOR AND GLUCOSE LEVEL MEASURING
APPARATUSCERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on 13 MAY 2009.

By:

Name: Heidi J. McCarty

COMMUNICATION REGARDING SMALL ENTITY STATUS CHANGE(37 CFR 1.27(g)(2))Mail Stop: Post Issue
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Commissioner:

Applicant hereby informs the Commissioner that its status as a Small Entity was mistakenly established on 21 February 2006. On this date, the filing fee of \$500.00 for a Small Entity was paid. The filing fee was paid in the good faith belief at that time that the claim for Small Entity status was proper. It subsequently has been discovered that at the time the filing fee was paid, Small Entity status was not available. Accordingly, under 37 C.F.R. 1.28 (c), Applicant hereby requests that \$480.00 be charged to Deposit Account No. 50-3478 to pay the filing fee of \$980.00 for a large entity.

Likewise, on 15 September 2008, a one-month extension of time fee of \$60.00 for a Small Entity was paid. The extension of time fee was paid in the good faith belief at that time that the claim for Small Entity status was proper. However, it subsequently has been discovered that at the time the extension of time fee was paid, Small Entity status was not available. Accordingly, under 37 C.F.R. 1.28(c), Applicant hereby request that \$70.00 be charged to Deposit Account No. 50-3478 to pay the one-month extension of time fee of \$130.00 for a large entity.

Lastly, on 19 January 2009, an Issue Fee of \$755.00 for a Small Entity was paid. The Issue Fee was paid in the good faith belief at that time that the claim for Small Entity status was proper. However, it subsequently has been discovered that at the time the Issue Fee was paid, Small Entity status was not

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available. Accordingly, under 37 C.F.R. 1.28 (c), Applicant hereby request that \$755.00 be charged to Deposit Account No. 50-3478 to pay the extension of time fee of \$1510.00 for a large entity.

Applicant submits that it the foregoing is in compliance with the rules pursuant to 37 C.F.R. 1.28 (c). Accordingly, Applicant respectfully requests that the error in establishment of small entity status be excused.

If there are any questions regarding this communication, the Office is invited to contact Applicant's representative listed below.




Dated: 13 May 2009

DPM/hjm

Respectfully submitted,

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By: 
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